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## COMBINED DECLARATION AND POWER OF ATTORNEY

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As a below named inventor(s), I hereby declare that:

### TYPE OF DECLARATION

This declaration is for a utility patent application.

COPY

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if two or more names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

SYSTEM AND METHOD FOR MONITORING AND CONTROLLING ENERGY USAGE

### SPECIFICATION IDENTIFICATION

The specification

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ and has U.S. Application Number \_\_\_\_\_,  
and was amended on \_\_\_\_\_

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56.

### **PRIORITY**

The present application claims the benefit under 35 U.S.C. §119(e) of Prior U.S. Provisional Applications:

**Provisional Application Serial Number**  
60/218,094

**Filing Date**  
July 13, 2000

The present application claims the benefit under 35 U.S.C. §120 of the following Applications:

<b>Application Serial Number</b>	<b>Filing Date</b>	<b>Status</b>
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### **POWER OF ATTORNEY**

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

#### **APPOINTED PRACTITIONER(S)**

Brian Michaelis 34,221  
David Lowry 38,538  
Mark Leonardo 41,433

Barry Nelson 46,951  
Joseph Quinn 45,029  
Peter Sorell 44,349

John Serio 39,238  
Mark Hofer 30,068

#### **SEND CORRESPONDENCE TO**

David Lowry  
Brown Rudnick Freed & Gesmer  
Box IP, 18<sup>th</sup> Floor  
One Financial Center  
Boston, MA 02111

#### **DIRECT TELEPHONE CALLS TO:**

David Lowry 617 856-8399

## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

**First Inventor:** Eric J. Bartone

**Inventor's signature** \_\_\_\_\_ **Date** \_\_\_\_\_  
**Country of Citizenship** USA  
**Residence** Rocky Hill, CT  
**Post Office Address** 16 Dexter Road, Rocky Hill, CT 06067

**Second Inventor:** Ernest L. Mendenhall Jr.

**Inventor's signature** \_\_\_\_\_ **Date** \_\_\_\_\_  
**Country of Citizenship** USA  
**Residence** Vernon, CT  
**Post Office Address** 9 Kevin Drive, Vernon, CT 06066

**Third Inventor:** John H. McClutchy Jr.

**Inventor's signature** \_\_\_\_\_ **Date** \_\_\_\_\_  
**Country of Citizenship** USA  
**Residence** Darien, CT  
**Post Office Address** 11 Molly Lane, Darien, CT 06820

**Fourth Inventor:** Devang N. Patel

**Inventor's signature** \_\_\_\_\_ **Date** \_\_\_\_\_

**Country of Citizenship** USA

**Residence** Danbury, CT

**Post Office Address** 24 Deepwood Drive, Danbury, CT 06810

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### TITLE OF INVENTION

SYSTEM AND METHOD FOR MONITORING AND CONTROLLING ENERGY USAGE

### SPECIFICATION IDENTIFICATION

The specification

- ☐ is attached hereto.
- ☒ was filed on July 13, 2001 and has U.S. Application Number 09/906,031, and was amended on

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

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Brian Michaelis 34,221	Joseph Quinn 45,029	John Serio 39,238
David Lowry 38,538	Peter Sorell 44,349	John Penny 36,984
Mark Leonardo 41,433	Mark Hofer 30,068	
Barry Nelson 46,951	Maria Elseeva 43,328	

#### **SEND CORRESPONDENCE TO**

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David Lowry 617 856-8399

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## SIGNATURE(S)

**First Inventor:** Erik J. Bartone

Inventor's signature Erik J. Bartone Date August 2, 2001  
Country of Citizenship USA  
Residence 16 Dexter Road, Rocky Hill, CT 06067  
Post Office Address same as above

**Second Inventor:** Ernest L. Mendenhall, Jr.

Inventor's signature Ernest L. Mendenhall, Jr. Date August 2, 2001  
Country of Citizenship USA  
Residence 9 Kevin Drive, Vernon, CT 06066  
Post Office Address same as above

**Third Inventor:** John H. McClutchy, Jr.

Inventor's signature [Signature] Date Aug 7, 01  
Country of Citizenship USA  
Residence 11 Molly Lane, Darien, CT 06820  
Post Office Address same as above

**Fourth Inventor:** Devang N. Patel

Inventor's signature [Signature] Date August 2, 2001  
Country of Citizenship USA  
Residence 24 Deepwood Drive, Danbury, CT 06810  
Post Office Address

**APPLICATION FOR PATENT (Small Entity Statement)**

Docket No. 70406/2

**INVENTOR(S):**

Erik J. Bartone, Ernest L. Mendenhall, Jr., John H. McClutchy, Jr., and Devang Patel

**TITLE OF THE INVENTION:**

SYSTEM AND METHOD FOR MONITORING AND CONTROLLING ENERGY  
USAGE

**FILING DATE: HEREWITH**

Serial Number (if known): UNKNOWN

Honorable Commissioner for Patents  
Washington, DC 20231-0001

**SMALL ENTITY ASSERTION**

Sir:

Applicant claims small entity status under 37 CFR 1.27 (as amended on  
September 8, 2000) for the above-identified patent application.

Date: 07/13/01

Respectfully Submitted,



*Signature*

David Lowry (Reg. No. 38,538)  
Intellectual Property Department  
Brown, Rudnick, Freed & Gesmer, P.C.  
One Financial Center  
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